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JAN 21 2009

**U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES**

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE COMMISSIONER OF PATENTS AND TRADEMARKS

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|--------------------------------------|---|----------------------|
| <i>In re Brian M. Shuster et al.</i> |) | |
| |) | |
| Application 09/893,362 |) | Appeal No. 2008-1770 |
| |) | |
| Filed: June 25, 2001 |) | |
| _____ |) | |

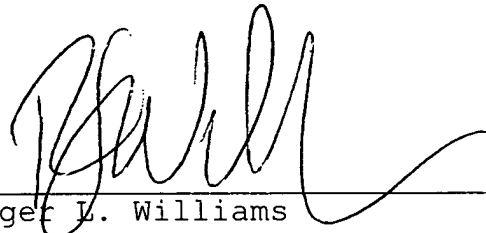
ORDER GRANTING REQUEST FOR TELEPHONIC HEARING

An oral hearing before a merits panel of the Board of Patent Appeals and Interferences (Board) has been set for February 10, 2009, at 1:00 p.m. in Hearing Room B. On January 20, 2009, Applicants per phone conversation with Jodie Flakowicz Requested a Telephonic Oral Hearing. Accordingly, the Request for Telephonic Oral Hearing has been granted.

This appeal will be taken first in order. You must contact the Board at **571-272-8387 at exactly 1:00 p.m. eastern time**. As a reminder, all expenses involved with the Telephonic Hearing, such as the cost of the call, must be borne by the Applicants.

Application 09/893,362
Appeal 2008-1770

BY ORDER OF THE BOARD OF PATENT
APPEALS AND INTERFERENCES

A handwritten signature in black ink, appearing to read 'R. Williams', is written over a horizontal line.

Roger L. Williams
Administrative Officer
571-272-9797

FAXED ON: January 21, 2009
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